

AN ACT

relating to the importation and use for manufacturing purposes of malt beverages by the holder of a brewer's permit or manufacturer's license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 12, Alcoholic Beverage Code, is amended by adding Section 12.015 to read as follows:

Sec. 12.015. IMPORTATION OF ALE AND MALT LIQUOR FOR MANUFACTURE. (a) The holder of a brewer's permit may:

(1) import ale and malt liquor for manufacturing purposes from a holder of a nonresident brewer's permit; and

(2) mix and blend ale and malt liquor imported under Subdivision (1) and bottle and sell the resultant product.

(b) The state tax on ale and malt liquor imported for manufacturing purposes does not accrue until:

(1) the ale or malt liquor has been used for manufacturing purposes; and

(2) the resultant product has been placed in containers for sale.

SECTION 2. Chapter 62, Alcoholic Beverage Code, is amended by adding Section 62.015 to read as follows:

Sec. 62.015. IMPORTATION OF BEER, ALE, AND MALT LIQUOR FOR MANUFACTURE. (a) The holder of a manufacturer's license may:

(1) import for manufacturing purposes:

1           (A) beer from the holder of a nonresident  
2 manufacturer's license; and

3           (B) ale and malt liquor from a holder of a  
4 nonresident brewer's permit; and

5           (2) mix and blend beer, ale, and malt liquor imported  
6 under Subdivision (1) and bottle and sell the resultant product.

7           (b) The state tax on beer, ale, and malt liquor imported for  
8 manufacturing purposes does not accrue until:

9           (1) the beer, ale, or malt liquor has been used for  
10 manufacturing purposes; and

11           (2) the resultant product has been placed in  
12 containers for sale.

13           SECTION 3. Section 62.07, Alcoholic Beverage Code, is  
14 amended to read as follows:

15           Sec. 62.07. IMPORTATION OF BEER, ALE, AND MALT LIQUOR  
16 ~~CONTAINERS, USE OF TANK CARS~~. The holder of a manufacturer's  
17 license may import beer, ale, and malt liquor into this state in  
18 barrels or other containers in accordance with the provisions of  
19 this code. ~~[No person may ship beer into the state in tank cars.]~~

20           SECTION 4. This Act takes effect September 1, 2019.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 928 passed the Senate on April 11, 2019, by the following vote: Yeas 30, Nays 1.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 928 passed the House on April 25, 2019, by the following vote: Yeas 145, Nays 0, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor